

BEFORE THE BOARD OF ARCHITECTS  
DEPARTMENT OF LABOR AND INDUSTRY  
STATE OF MONTANA

In the matter of the amendment of	)	NOTICE OF AMENDMENT
ARM 24.114.301 definitions,	)	AND REPEAL
24.114.401, 24.114.402, 24.114.403,	)	
24.114.404, 24.114.405, 24.114.406,	)	
and 24.114.407 pertaining to general	)	
provisions, 24.114.501, 24.114.502,	)	
24.114.503, and 24.114.510 pertaining	)	
to licensing, 24.114.2101 pertaining to	)	
renewals, 24.114.2301 pertaining to	)	
unprofessional conduct, and	)	
24.114.2402 pertaining to screening	)	
panel, and the repeal of 24.114.2401	)	
pertaining to complaint procedure	)	

TO: All Concerned Persons

1. On March 9, 2006, the Board of Architects (board) published MAR Notice No. 24-114-27 regarding the public hearing on the proposed amendment and repeal of the above-stated rules, at page 620 of the 2006 Montana Administrative Register, issue no. 5.

2. On March 30, 2006, a public hearing was held on the proposed amendment and repeal of the above-stated rules. No one appeared to give testimony at the hearing and no comments were received by the April 6, 2006, deadline.

3. While staff was preparing department MAR Notice No. 24-101-202, it was discovered that use of the term "unexpired" in ARM 24.114.406 would likely cause confusion with respect to the term's usage pursuant to 37-1-141, MCA, as amended in 2005. The word will be stricken from ARM 24.114.406 to avoid confusion and as it is not necessary for clarity within the board rule. The board is also not proceeding with the proposed amendments to ARM 24.114.2101 as it was discovered that similar amendments were proposed simultaneously in the department rule notice 24-101-202 in an effort to standardize terminology and statutory cross-references pertaining to licensure renewals.

4. The board has amended ARM 24.114.301, 24.114.401, 24.114.402, 24.114.403, 24.114.404, 24.114.405, 24.114.407, 24.114.501, 24.114.502, 24.114.503, 24.114.510, 24.114.2301, and 24.114.2402, and has repealed ARM 24.114.2401 exactly as proposed.

5. The board is not amending ARM 24.114.2101 as proposed in MAR Notice No. 24-114-27.

6. The board has amended ARM 24.114.406 with the following changes, stricken matter interlined, new matter underlined:

24.114.406 SOLICITATION OF BUSINESS BY NONRESIDENT ARCHITECTS (1) A nonresident architect may offer architectural services in this state without compensation upon submission to the board of verification of the following:

- (a) a current, ~~unexpired~~, unrestricted architecture license issued by the state where the architect's principal offices are located; and
- (b) and (2) remain as proposed.

AUTH: 37-1-131, 37-65-204, MCA  
IMP: 37-65-301, MCA

BOARD OF ARCHITECTS  
TOM WOOD, PRESIDENT

/s/ MARK CADWALLADER  
Mark Cadwallader  
Alternate Rule Reviewer

/s/ KEITH KELLY  
Keith Kelly, Commissioner  
DEPARTMENT OF LABOR AND  
INDUSTRY

Certified to the Secretary of State May 22, 2006